IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 30TH JANUARY 2007 / 10TH MAGHA 1928

WP(C).No. 32038 of 2006(L)

PETITIONER:

M.P.UNNIKRISHNAN, S/O. GOVINDA
PISHARADY, RETD. SUPERINTENDENT,
TECHNICAL HIGH SCHOOL, KUTTIPPURAM.
('PISHARATH', NADUVIL PISHARAM,
POST VADANAMKURUSSI, OTTAPALAM TALUK.)

BY ADV. SRI.E.R.VENKATESWARAN

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY, HIGHER EDUCATION TECHNICAL,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF TECHNICAL EDUCATION,
KERALA, THIRUVANANTHAPURAM.

3. ACCOUNTS OFFICER,
INDIAN AUDIT AND ACCOUNTS DEPARTMENT,
OFFICE OF THE ACCOUNTANT GENERAL (A&E),
P.B.NO.5607, M.G.ROAD,
THIRUVANANTHAPURAM-695 039.

BY GOVT. PLEADER SMT. M.R. SREELATHA.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC. 32038/2006.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : PHOTO COPY OF THE LETTER SENT BY THE 2ND RESPONDENT TO THE SUPDT. OF TECHNICAL HIGH SCHOOL, KUTTIPPURAM DT. 20.12.2002.

EXT. P2 : PHOTO COPY OF THE EXPLANATION DT. 7.2.2003 SENT BY THE PETITIONER..

EXT. P3 : PHOTO COPYOF THE LETTER DT. 11.4.2003 SENT BY THE THIRD RESPONDENT TO THE 2ND RESPONDENT.

EXT. P4 : PHOTO COPY OF THE LETTER SENT BY THE 2ND RESPONDENT DATED 21.4.2003.

EXT. P5 : PHOTO COPY OF THE LETTER SENT BY THE 3RD RESPONDENT DT. 21.8.2003.

EXT. P6 : PHOTO COPY OF THE LETTER DATED 20.2.2004 SENT BY THE 3RD RESPONDENT TO THE 2ND RESPONDENT.

EXT. P7 : PHOTO COPY OF THE LETTER DT. 9.7.2005 SENT BY THE PETITIONER TO THE 2ND RESPONDENT.

EXT. P8 : PHOTO COPY OF THE LETTER DT. 9.8.2005 SENT BY THE THIRD RESPONDENT TO THE 2ND RESPONDENT.

EXT. P9 : PHOTOCOPY OF THE LETTER DT.1.2.2006 TO THE 1ST RESPONDENT BY THE THIRD RESPONDENT.

EXT. P10 : PHOTO COPY OF THE LETTER DATED 17.2.2006 SENT BY THE PETITIONER TO THE 1ST RESPONDENT.

EXT. P11 : PHOTO COPY OF THE LETTER DATED 14.5.2006 SENT BY THE CONVENOR GRIEVANCES CELL UNION.

EXT. P12 : PHOTO COPY OF THE LETTER DATED 6.6.2006 SENT BY THE PETITIONER TO THE 1ST RESPONDENT.

K.M.JOSEPH, J.

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WP.(C) No.32038 OF 2006

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Dated this the 30th day of January, 2007

JUDGMENT

Prayers in the writ petition are as follows:

> (a) Issue a writ of mandamus or other appropriate writ, order or direction directing the 2nd respondent to fix the pay of the petitioner at various stages as required by the 3rd respondent and submit the Service Book and pensionary papers to the 3rd respondent forthwith for approval and sanction of pension and pensionary benefits to the petitioner.
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> (b) Issue a writ of mandamus or other appropriate writ, order or direction, directing the respondents to pay compensation to the petitioner for the delayed payment of Gratuity and other pensionary benefits with interest @ 18% per annum from 1.4.2003 till date of payment.

2. Today when the matter came up, learned Government Pleader submits on instruction that the NLC has already been issued on 9.1.2004 and the entire pensionary benefits due will be disbursed to the petitioner within a period of three weeks from today.

This is recorded and the writ petition is closed.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.